

111TH CONGRESS  
1ST SESSION

# H. R. 2711

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IN THE SENATE OF THE UNITED STATES

DECEMBER 9, 2009

Received; read twice and referred to the Committee on Homeland Security and  
Governmental Affairs

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## AN ACT

To amend title 5, United States Code, to provide for the transportation of the dependents, remains, and effects of certain Federal employees who die while performing official duties or as a result of the performance of official duties.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Special Agent Samuel  
3 Hicks Families of Fallen Heroes Act”.

4 **SEC. 2. TRANSPORTATION OF DEPENDENTS, REMAINS, AND**  
5 **EFFECTS OF CERTAIN FEDERAL EMPLOYEES.**

6 (a) IN GENERAL.—Subchapter II of chapter 57 of  
7 title 5, United States Code, is amended by inserting after  
8 section 5724c the following:

9 **“§ 5724d. Transportation of dependents, remains, and**  
10 **effects of certain Federal employees**

11 “(a) IN GENERAL.—Under regulations prescribed  
12 under section 5738 and when the head of the agency con-  
13 cerned (or a designee thereof) authorizes or approves, if  
14 a covered employee dies while performing official duties  
15 or as a result of the performance of official duties, the  
16 agency may pay from Government funds—

17 “(1) the qualified expenses of the immediate  
18 family of the employee, if the place where the family  
19 will reside following the death of the employee is—

20 “(A) different from the place where the  
21 family resided at the time of the employee’s  
22 death; and

23 “(B) within the United States; and

24 “(2) the expenses of preparing and transporting  
25 the remains of the deceased to—

1           “(A) the place where the immediate family  
2           will reside following the death of the employee;  
3           or

4           “(B) such other place, appropriate for in-  
5           terment, as is determined by the agency head  
6           (or designee).

7           “(b) QUALIFIED EXPENSES.—For purposes of this  
8           section, the term ‘qualified expenses’, as used with respect  
9           to a family changing its place of residence, means the mov-  
10          ing expenses, transportation expenses, and relocation ex-  
11          penses of the family which are attributable to the change  
12          in place of residence.

13          “(c) DEFINITIONS.—For purposes of this section—

14           “(1) the term ‘covered employee’ means—

15           “(A) a law enforcement officer, as defined  
16           by section 5541; and

17           “(B) any employee in or under the Federal  
18           Bureau of Investigation who is not described in  
19           subparagraph (A);

20           “(2) the term ‘moving expenses’, as used with  
21           respect to a family, includes the expenses of trans-  
22           porting, packing, crating, temporarily storing,  
23           draying, and unpacking the household goods and  
24           personal effects of such family, not in excess of  
25           18,000 pounds net weight; and

“(3) the term ‘relocation expenses’ has the meaning given such term under regulations prescribed under section 5738, including relocation expenses and relocation services described in sections 5724a and 5724c, respectively.”.

(b) CLERICAL AMENDMENT.—The analysis for chapter 57 of title 5, United States Code, is amended by inserting after the item relating to section 5724c the following:

“5724d. Transportation of dependents, remains, and effects of certain Federal employees.”.

Passed the House of Representatives December 8,  
2009.

Attest: LORRAINE C. MILLER,  
*Clerk.*